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14
15 UNITED STATES DISTRICT COURT

16 DISTRICT OF NEVADA

17 SAGAR NAVIN PATEL,
18 Plaintiff,
19 vs.
20 OFFICER BOE D. DENNETT, DOES I
21 through V, inclusive; and ROE
22 CORPORATIONS VI through X, inclusive,
23 Defendants.

24 Case No. 2:16-cv-00730-JAD-PAL

25 **STIPULATION AND ORDER TO
EXTEND DISPOSITIVE MOTION
DEADLINE
(First Request)**

26 The above-referenced parties, by and through their counsel of record, hereby agree and
27 stipulate to extend the Dispositive Motion deadline currently set for April 14, 2017, for an
28 additional fourteen (14) days, until April 28, 2017. This is the first requested extension between
29 the parties. The extension is being requested as Counsel for Defendant has been in a Trial for the
30 weeks of March 27, 2017 and April 3, 2017 in her capacity as General Counsel for the law firm
31 of Kaempfer Crowell in a State Court matter which the firm is a Defendant. As such,
32 Defendants' Counsel requires a brief extension of the deadline to prepare the dispositive motion.

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1 The parties recognize that this request is not being made within twenty-one (21) days of
2 the current deadline to file dispositive motions, April 14, 2017 pursuant to LR 26-4; however the
3 parties submit that the excusable neglect exists.

4 LR 26-4 states in relevant part:

5 A motion or stipulation to extend a deadline set forth in a discovery plan must be
6 received by the court no later than 21 days before the expiration of the subject
7 deadline. A request made within 21 days of the subject deadline must be
8 supported by a showing of good cause. A request made after the expiration of the
9 subject deadline will not be granted unless the movant also demonstrates that the
10 failure to act was the result of excusable neglect.

11 In evaluating excusable neglect, the court considers the following factors: (1) the reason
12 for the delay and whether it was in the reasonable control of the moving party, (2) whether the
13 moving party acted in good faith, (3) the length of the delay and its potential impact on the
14 proceedings, and (4) the danger of prejudice to the nonmoving party. *See Pioneer Inv. Servs. Co.*
15 *v. Brunswick Assocs.*, 507 U.S. 380, 395 S. Ct. 1489, 123 L.Ed.2d 74 (1993).

16 Defendants' Counsel did not know twenty-one (21) days ago that the Trial she has been
17 required to attend would be going forward. Indeed, she was not aware that the Trial was
18 proceeding until the week prior March 27, 2017.

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1 The extension will not prejudice any party and will allow the parties to properly brief
2 their dispositive motions for this Court. The parties are not delaying the conclusion of this
3 matter by way of trial or otherwise; no trial date has yet been ordered.

4 IT IS SO STIPULATED this 3rd day of April, 2017.

5 **KAEMPFER CROWELL**

5 **LUCHERINI BLAKELY COURTNEY,
P.C.**

7 By: /s/ Lyssa S. Anderson
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7 By: /s/ John C. Courtney
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15 **IT IS SO ORDERED.**

16 DATED this 26th day of April, 2017.

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18 UNITED STATES DISTRICT COURT JUDGE